

महाराष्ट्रं MAHARASHTRA

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CK 203470



AGREEMENT FOR AMC Comprehensive Annual Maintenance Contract (AMC) for Computers, LAN & Servers and Facility Management Services in MBMC

This Agreement is made on this day of 14/03/2024 at Bhaindar, Dist. Thane

## **BETWEEN**

Mira-Bhainder Municipal CORPORATION, having its Office at Late Indira Gandhi Bhavan, Chhatrapati Shivaji Maharaj Marg, Bhainder (W), Maharashtra – 401 101, through its Deputy Municipal Commissioner (IT), (hereinafter called 'the CORPORATION" which expression shall unless excluded by a repugnant to the context including his successor or assigns for the time being holding the office of Commissioner) of the First Part.

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## **AND**

M/s. Diss Computers., having address at Shop No.5, Prem Kutir, B.P. Road, Bhayander (E) Thane -401105. (Hereinafter called "THE CONTRACTOR" which expression shall unless excluded by or repugnant to the contextincluding his successor or successors or assigns for the time being holding the office of Commissioner) of the Second Part.

- a. MBMC is the Municipal Corporation for Mira-Bhainder City and is responsible for providing municipal and civic services. Indian Government has launched the campaign of Digital India to improve online infrastructure and offer citizens an easy online government services as well as making India a digitally empowered country in the field of technology.
- b. MBMC invited competitive proposals from eligible bidders vide Tender Notice No. MBMC/PRO/ADVT/E-1518482/2023-24 dated 23/02/2024 for work of "AMC Comprehensive Annual Maintenance Contract (AMC) for Computers, LAN & Servers and Facility Management Services in MBMC "as per the requirement MBMC and in response thereto the Municipal Corporation rece proposals from the several bidders including the Contractor for impleme the said work.
- c. The Municipal Corporation through its Standing Committee resolution No. 468 dated 15/03/2024 had resolved to accept the technical proposal of the Contractor and to allot the work to the Contractor of terms and conditions may be decided by MBMC amicably with the Contractor.
- d. Municipal Corporation hereby grants and authorizes the Contractor to implement the said work in accordance with the terms and conditions of this Agreement and also issued Work Order on 14/03/2024.

## Whereas

- a) The Authority has selected the Contractor to provide services as per specifications mentioned in the bid document and as defined in the General Conditions of the Contract.
- b) By filling the bid document and signing it the Contractor has agreed to the Authority that they have the required professional skills, personnel, technical and financial resources, and have agreed to execute the items in the bid document on the terms and conditions set forth in this contractual bid document.

NOW THEREFORE the parties hereto hereby agree as follows:

- 1 The following documents attached hereto shall be deemed to form and integral part of the Contract agreement.
- a. The complete bid document including the common set of deviation issued from time to time.
- b. Minutes of the pre-bid meeting standard set of deviations/corrigendum, drawing and instructions issued by MBMC.
- c. Any other communications issued prior to signing of the agreement.
- d. Parties to the Agreement agree that the clause (Settlement of Dispute) i.e. Arbitration clause mentioned in the bid document shall stand deleted and instead it is modified that the aggrieved party to the present Agreement can refer their dispute to the Court of Law having jurisdiction of Thane. Accordingly, any relevant provision in the bid document regarding the arbitration clause shall stand deleted.

- e. Parties to the Agreement agree that Contractor shall pay Good and Service Tax as actual separately if applicable.
- f. The Contract period shall be of 1 year commencing from date of work order.

IN WITNESS WHEREOF, the parties hereto have caused this contract to be signed in their respective names as of the day & year first above written.

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FOR AND ON BEHALF OF MIRA BHAINDAR MUNICIPAL CORPORATION	
Through Dy. Commissioner Shri. Sanjay Shinde	
Witness:	
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FOR AND ON BEHALF OF	
M/s. Diss Computers	
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Witness:	
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( आतं . आरप्रक्त )	
SIGNED AND DELIVERED by	
Dy Commissioner (IT)	
On behalf of Mira-Bhainder Municipal CORPORATION )	
The within named CORPORATION in the	
Presence of	
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3 महापालिका अधिव	
मिरा भाईदर महानगरपौलिक	